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-PATENT

Attorney Docket 056707-5001-01

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Gregory M. Glenn *et al.***) Confirmation No. **4303**
)
Application No. **10/790,715**) Group Art Unit: **1644**
)
Filed: **March 3, 2004**) Examiner: **Yunsoo Kim**
)
For: **Use of Penetration Enhancers and Barrier**)
 Disruption Methods to Enhance the)
 Transcutaneous Immune Response)

Attention: Office of Initial Patent Examination Filing Receipt Corrections
U.S. Patent and Trademark Office
Customer Service Window,
Randolph Building
401 Dulany Street
Alexandria, VA 22314

REQUEST FOR CORRECTED FILING RECEIPT

Attached is a marked-up copy of the Official Filing Receipt received from the U.S. Patent Office in the above-referenced application for which issuance of a corrected filing receipt is respectfully requested.

There are omissions with respect to the Domestic Priority data as claimed by applicant on the filing receipt. Please correct the Domestic Priority data to read as follows:

This application is a continuation of U.S. Application No. 09/257,188 (filed February 25, 1999), now U.S. Patent 6,797,276;

which is a continuation-in-part of U.S. Application No. 08/749,164 (filed November 14, 1996), now U.S. Patent No. 5,910,306;

and a continuation-in-part of U.S. Patent Application No. 08/896,085 (filed July 17, 1997), now U.S. Patent No. 5,980,898;

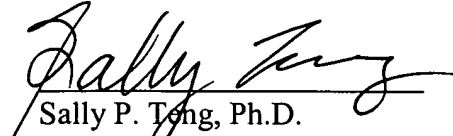
and a U.S. National Phase Application of International Application No. PCT/US97/21324 (filed November 14, 1997);

U.S. Application No. 09/257,188 claims the benefit of U.S. Provisional Application No. 60/075,850 (filed February 25, 1998), U.S. Provisional Application No. 60/075,856 (filed February 25, 1998), and U.S. Provisional Application No. 60/086,251 (filed May 21, 1998).

Should a fee be required with the filing of this request, the Commissioner is hereby authorized to charge such fee to Deposit Account No. 50-0310.

Dated: **April 3, 2006**
Morgan, Lewis & Bockius LLP
Customer No. **09629**
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
202-739-3000

Respectfully submitted,
Morgan, Lewis & Bockius LLP


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FEU
SEZ
Eileen



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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/790,715	03/03/2004	1645	770	056707-5001-01	5	11	1

009629
MORGAN LEWIS & BOCKIUS LLP
1111 PENNSYLVANIA AVENUE NW
WASHINGTON, DC 20004



CONFIRMATION NO. 4303

FILING RECEIPT



OC000000012511902

Date Mailed: 05/03/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Gregory M. Glenn, Cabin John, MD;
Carl R. Alving, Bethesda, MD;

Assignment For Published Patent Application

Government of the United States, as Represented by the Secretary of the Army;

Domestic Priority data as claimed by applicant

This application is a CON of 09/257,188 02/25/1999
which is a CIP of 08/749,164 11/14/1996 PAT 5,910,306

This application is a CON of 09/257,188 02/25/1999 PAT 6,797,276;

which is a CIP of 08/749,164 11/14/96 PAT 5,910,306;

and a CIP of 08/896,085 07/17/97 PAT 5,980,898;

and a 371 of PCT/US97/21324 11/14/1997);

U.S. Application 09/257,188 claims the benefit of

U.S. Provisional 60/075,850 02/25/98;

U.S. Provisional 60/075,856 02/25/98, and

U.S. Provisional 60/086,251 05/21/98)

Foreign Applications

Projected Publication Date: To Be Determined - pending completion of Security Review

Non-Publication Request: No

Early Publication Request: No

Title

RECEIVED

MAY 17 2004

MORGAN, LEWIS & BOCKIUS LLP

36707-5001-01

DOCKETED

By DLW Date 5/17/04

Use of penetration enhancers and barrier disruption agents to enhance the transcutaneous immune response induced by ADP-ribosylating exotoxin

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



RULE 63 (37 C.F.R. 1.56)
DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PW
FORM

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the **INVENTION ENTITLED Use of Penetration Enhancers and Barrier Disruption Agents to Enhance the Transcutaneous Immune Response Induced by ADP-Ribosylating Exotoxin**

the specification of which (CHECK applicable BOX(ES))

X A. ☐ is attached hereto.
BOX(ES) → B. ☒ was filed on February 25, 1999 as U.S. Application No. 09/257,188
→ C. ☐ was filed as PCT International Application No. PCT/ / on
and (if applicable to U.S. or PCT application) was amended on

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.56. Except as noted below, I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International Application which designated at least one other country than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International Application, filed by me or my assignee disclosing the subject matter claimed in this application and having a filing date (1) before that of the application on which priority is claimed, or (2) if no priority claimed, before the filing date of this application:

PRIOR FOREIGN APPLICATION(S) Number	Country	Day/MONTH/Year Filed	Date first Laid- open or Published	Date Patented or Granted	Priority NOT Claimed
--	---------	----------------------	---------------------------------------	-----------------------------	----------------------

Except as noted below, I hereby claim domestic priority benefit under 35 U.S.C. 119(e) or 120 and/or 365(c) of the indicated United States applications listed below and PCT international applications listed above or below and, if this is a continuation-in-part (CIP) application, insofar as the subject matter disclosed and claimed in this application is in addition to that disclosed in such prior applications, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.56 which became available between the filing date of each such prior application and the national or PCT international filing date of this application:

PRIOR U.S. PROVISIONAL, NONPROVISIONAL AND/OR PCT APPLICATION(S) Application No. (series code/serial no.)	Day/MONTH/Year Filed	Status pending, abandoned, patented	Priority NOT Claimed
08/749,164	14/NOV/1996	patented	
08/896,085	17/JUL/1997	patented	
PCT/US97/21324	14/NOV/1997	abandoned	
60/075,850	25/FEB/1998	abandoned	
60/075,856	25/FEB/1998	abandoned	
60/086,251	21/MAY/1998	abandoned	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

And I hereby appoint Pillsbury Winthrop LLP, Intellectual Property Group, 1800 Tysons Boulevard, McLean, VA 22102, telephone number (703) 905-2000 (to whom all communications are to be directed), and the below-named persons (of the same address) individually and collectively my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, and I hereby authorize them to delete names/numbers below of persons no longer with their firm and to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct the above Firm and/or a below attorney in writing to the contrary.

Paul N. Kokulis	16773	David A. Jakopin	32995	Adam R. Hess	41835	Brian J. Beatus	38825
George M. Sirilla	18221	Mark G. Paulson	30793	William P. Atkins	38821	Jonathan E. Jobe	28429
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G. Paul Edgell	24238	Jack S. Barufka	37087	Robert J. Walters	40862	Steven J. Moore	35959
				Gary R. Tanigawa	43180	Elizabeth Arwine	45867

(1) INVENTOR'S SIGNATURE:

Date: 14 Aug 2001

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(2) INVENTOR'S SIGNATURE:

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Atty. Dkt. No. PW 244954 / 1002
(M#)

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